IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

WEDNESDAY, THE 20TH DECEMBER 2006 / 29TH AGRAHAYANA 1928

WP(C).No. 33926 of 2006(L)

PETITIONER:

K.N.RAMESH AGED 38 YEARS,
S/O.NARAYANAN, 'SAI PRABHA' HOUSE,
HILL VIEW NAGAR, PUTHUPPARIYARAM VILLAGE,
PALAKKAD DISTRICT.

BY ADV. SRI.SUMAN CHAKRAVARTHY

RESPONDENTS:
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1. UNION OF INDIA REPRESENTED BY ITS SECRETARY HOME DEPT., NEW DELHI.

2. CENTRAL BUREAU INDIA (SPE), COCHIN UNIT, REPRESENTED BY ITS SUPERINTENDENT.

3. THE DEPUTY SUPERINTENDENT OF POLICE, CBI (SPE)- COCHIN, (INVESTIGATING OFFICER IN CRIME NO.R.C. 16 (S) 04/CBI /KER).

BY ADV.S.SREEKUMAR, S.C., C.B.I.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.B. KOSHY & K.PADMANABHAN NAIR, JJ.

W.P.(C) No. 33926 of 2006 L

Dated this the 20th day of December, 2006

Judgment

Koshy,J.

This is a petition alleging police harassment. A crime is registered for theft of sandalwood, ivory etc. allegedly from the Forest Department strong room at Olavakkod in Palakkad district. Petitioner is a witness in the crime. Investigating agency is free to conduct investigation according to law and this court will not interfere in the investigation process. It is also submitted by the counsel for the CBI that petitioner has given 161 statement and thereafter a statement before the magistrate under section 164 of the Code of Criminal Procedure and he is not being called thereafter and allegations made are incorrect. However, if petitioner has got any grievance, it is for him to make the grievance before the jurisdictional magistrate.

This writ petition is dismissed with the above directions.

J.B.KOSHY
JUDGE

K.PADMANABHAN NAIR
JUDGE

vaa